

THE STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Case No. Below: 2026-CP-04-000551

Plaintiff-Respondent: Woodward Rentals

Defendant-Appellant: Danielle Leopard

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AUG 27 2026

SC Court of Appeals

**EMERGENCY PETITION FOR A WRIT OF SUPERSEDEAS
AND MOTION FOR STAY PENDING APPEAL PURSUANT TO
RULE 241, SCACR**

The Defendant-Appellant, Danielle Leopard, proceeding pro se, respectfully petitions this Honorable Court pursuant to Rule 241 of the South Carolina Appellate Court Rules (SCACR) for an Emergency Writ of Supersedeas and a Stay of Execution regarding the judgment entered on August 4, 2026, by the Anderson County Court of Common Pleas, pending the final disposition of this appeal. In support, Appellant states:

1. Nature of the Emergency and Irreparable Harm

This is a Claim and Delivery action involving a physical structure/shed. Appellant has converted this structure into a primary residence (Tiny Home) where she actively resides with her children. The lower court denied Appellant's local motion for a stay on August 4, 2026, and the automatic 10-day stay has expired. Absent an emergency Writ from this Court, Respondent will execute the judgment, causing immediate, irreversible homelessness for Appellant and her minor children, and the physical destruction of their primary dwelling.

2. Substantial Likelihood of Success on the Merits: The Mismatched Amounts

The lower court committed a reversible error of law by granting judgment to the Respondent. Specifically, the monetary figures, property valuations, and underlying claims brought by Woodward Rentals in Case No. **2026-CP-04-000551** do not match the records, actual debts, or findings previously litigated between these exact parties. Respondent adjusted and altered these figures in the second suit to circumvent prior rulings and manufacture a groundless claim for Summary Judgment.

3. Absolute Bar of Res Judicata

This exact property dispute involving these exact parties was already fully litigated and concluded on the merits in Magistrate Court Case No. 2025-CV-25-1226. That prior action concluded with a final appellate judgment that explicitly Disposed with Prejudice in favor of Danielle Leopard. Under South Carolina law, a dismissal with prejudice operates as an absolute bar to any subsequent suit on the same claim. The lower court completely ignored this binding preclusive effect, permitting Respondent an unauthorized, illegal double recovery.

WHEREFORE, the Defendant-Appellant respectfully requests that this Court immediately issue a Writ of Supersedeas and an Emergency Stay of Execution, freezing all enforcement proceedings in Case No. **2026-CP-04-000551** to preserve the status quo and protect Appellant's family from wrongful eviction pending the outcome of this appeal.

Dated: August 19, 2026



Notary Public for South Carolina

My Commission Expires: 12-18-2035



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STATE OF SOUTH CAROLINA

COUNTY OF ANDERSON

AFFIDAVIT AND STATEMENT OF LANDOWNER

I, Shirley Ann Durham [Boyfriend's Mother's Name],
hereby declare and state under penalty of perjury:

1. I am the sole legal owner of the real property and land located at the following address:
208 moores mill RD Pelzer, SC
29669 [Property Address].
2. The structure involved in this dispute has been permanently affixed, anchored, and attached directly to my real estate land with my full knowledge and permission.
3. This structure has been fully converted into a primary tiny home residence for Danielle Leopard and is physically integrated into my property's permanent infrastructure, including active electrical power lines and plumbing/sewage infrastructure.
4. Because this structure is a permanent fixture attached directly to my real estate, any physical attempt to detach, dismantle, or seize it will cause immediate, severe, and irreversible structural damage to my land and utility lines.
5. I have never been made a party to this lawsuit (Case No. 2026CP04000551). I explicitly object and do not consent to Woodward Rentals, their agents, or the Anderson County Sheriff's Office trespassing on my land to remove or disturb this permanent real property fixture.

Shirley Ann Durham

7-26-26

To the Clerk of the South Carolina Court of Appeals: Enclosed please find my Notice of Appeal and emergency statement for filing. Also enclosed is my Motion to Proceed in Forma Pauperis and Affidavit of Indigency. I respectfully request a waiver of the \$150.00 appellate filing fee due to severe financial hardship and immediate risk of housing instability. Thank you for your assistance. Sincerely,

Danielle Lopez
Aug 22, 2026

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SC Court of Appeals

Danielle Leopard
208 moore's mill RD
Pelzer, SC 29669

CERTIFIED MAIL



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Retail



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Appeals

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Columbia, SC

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